PTO/SB/31 (07-06) Approved for use through 09/30/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE rwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number NOTICE OF APPEAL FROM THE EXAMINER TO Docket Number (Optional) BOARD OF PATENT APPEALS AND INTERFERENCES E0366.70005US00 In re Application of John J. Hart, III, et al. Filed Application Number April 4, 2001 09/826,157-Conf. #4012 For METHOD AND SYSTEM FOR DATA DELIVERY AND REPRODUCTION Art Unit Examiner 2137 M. J. Pyzocha Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) 500.00 Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown 250.00 above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 23/2825 . I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed Х I am the applicant /inventor. assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) Edmund J. Walsh is enclosed. (Form PTO/SB/96) Typed or printed name x attorney or agent of record. 32,950 Registration number (617) 646-8000 Telephone number attorney or agent acting under 37 CFR 1.34. October 2, 2006 Registration number if acting under 37 CFR 1.34. Date NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*. 1 *Total of forms are submitted. Certificate of Mailing Under 37 CFR 1.8(a) I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O.

Box 1450, Alexandria, VA 22313-1450.

Dated: October 2, 2006

Signaty

(Sheila Gravina)